FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE SIDE

CRIMINAL WRIT PETITION NO.595 OF 2006

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders

Mr.Kuldeep S.Patil for the petitioner.

Mrs.G.P.Mulekar APP for the State.

Coram : R.S.Mohite,J

Date : 17.4.2006.

PC

1. This is a petition impugning an order passed by the JMFC, Sangli, rejecting the application filed by the accused to shut out evidence of the witness who was not cited as a witness in the Complaint. It appears that certain additional documents were produced by the Complainant after his evidence was over and the production was permitted by the Court. Needless to say that the documents would be used in the trial against the accused if the

same will be proved. In the circumstances, Complainant sought to prove the documents by additional evidence. This was sought to be shut out. Merely because witness is not cited in the Complaint, that cannot itself be fatal error. In the circumstances, as opportunity to be given to the Complainant to prove his case, I am not inclined to entertain this petition and the same is rejected.

(R.S.Mohite,J)